

**98.3 WKKN**  
*Hit Kikkin' Country*

August 16, 1993

Mr. William F. Caton,  
Acting Secretary  
FEDERAL COMMUNICATIONS COMMISSION  
1919 M. Street, N.W.  
Room 222  
Washington, D.C. 20554

RECEIVED

AUG 17 1993

FCC MAIL ROOM

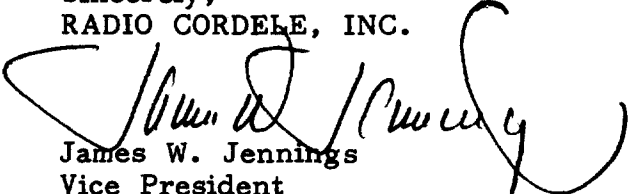
Re: Filing of Petition for Rule Making

Dear Mr. Caton:

Enclosed please find the original and six (6) copies of a petition for rule making that we wish to file for WKKN (FM), Cordele, Ga. Additionally, there is one copy marked "Receipt stamp copy." Please have someone in your office place an FCC receipt stamp on this and return in the attached addressed and stamped envelope.

Thank you for your assistance in getting this petition filed.

Sincerely,  
RADIO CORDELE, INC.

  
James W. Jennings  
Vice President

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List A B C D E MMB

**Before the**  
**FEDERAL COMMUNICATIONS COMMISSION**  
**Washington, D.C. 20554**

In The Matter of

Amendment of Section 73.202(b),  
 Table of Allotments,  
 FM Broadcast Stations.  
 (Cordele and Montezuma, GA)

)  
 )  
 ) MM Docket No. \_\_\_\_\_  
 )  
 ) RM No. \_\_\_\_\_  
 )  
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To: Chief, Allocations Branch  
 Policy and Rules Division  
 Mass Media Bureau

RECEIVED

AUG 17 1993

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**PETITION FOR RULE MAKING**  
**and**  
**REQUEST FOR ORDER TO SHOW CAUSE**

Radio Cordele, Inc. ("RCI"), licensee of WKKN(FM), Cordele, Georgia, hereby petitions the Commission to institute a Notice of Proposed Rule Making ("NPRM") leading to a change in the allocation of the channel used by WKKN. Presently WKKN is licensed to operate on channel 252A and RCI wishes to have the Commission delete this channel and substitute channel 236A and modify the license of WKKN accordingly. Cordele is also served by RCI's co-owned AM, WGPL which operates on 1490 Khz.

## HISTORY

In MM Docket 90-475, Dawson Broadcasting Company ("DBC") licensee of WAZE(FM), Dawson, Georgia, and Clyde and Connie Scott /dba EME Communications ("EME") were mutually exclusive in their request for the allocation of channel 299. DBC wanted channel 299A substituted for channel 221A at Dawson in order for WAZE to increase power to a full class A power of 6 KW. EME wanted channel 299C3 allocated to nearby Sasser, Georgia, as that community's first local service.

Broadcast Associates (BA), licensee of WESP(FM), Dothan, Alabama, offered a counterproposal to the Notice of Proposed Rule Making ("NPRM") (DA 90-1399). BA sought to have channel 252C3 allocated to Sasser and channel 299A allocated to Dawson. This was necessary in order to eliminate a mutually exclusive need for a channel in Columbia, Alabama, as a result of the proceedings of MM Docket 90-129. In order to allocate channel 251C3 at Sasser (or Dawson), channel 252A had to be deleted at Cordele and substituted with channel 236A. Since channel 236A was allocated to Montezuma, Georgia, channel 290A was proposed at the allocation coordinates at Montezuma. Channel 290A also gave clearance to the only application for the allocation at Montezuma.

Based on the information in the Commission's Data Base, it appeared the Commission would adopt the BA

counterproposal as submitted with the exception of allocation of channel 251A at Dawson and channel 299C3 at Sasser. However, after the close of the Comment and Reply periods of these NPRMs, without the knowledge of the licensee of WKKN (then using the call sign WFAV), DBC agreed to accept the allocation of channel 251A at Dawson.

In the Report and Order of MM Docket 90-475 (DA 93-720), the Commission allocated channel 299C3 to Sasser and channel 251A to Dawson with a change in transmitter site. This cleared up the mutually exclusive problem with channel 271A at Columbia by deleting 221A at Dawson and making it available for substitution. See the Second Report and Order (DA 93-723).

But the allocation of channel 251A at Dawson created another problem for WKKN. This allocation placed the adjacent channels of 251A at Dawson and channel 252A at Cordele at the minimum distance separation. Although the allocation of channel 251A at Dawson does not violate the Commission's minimum distance separation requirements, the interference that will be created by the first adjacent channel station will greatly reduce WKKN's signal in the areas of Leesburg and Smithville. These communities, and other areas southwest of Cordele, are vital to WKKN's economic survival. Plus WKKN makes a concerted effort to include these communities in its local news and programming.

The preceding owner of WKKN would have made opposing comments in the proceedings of MM Docket 90-475 if it was

aware of the agreement submitted by DBC after the close of the Comment and Reply Period. The WKKN previous owners felt they would, of necessity, be served with all filings in this Docket since it was made a party to the proceedings through the BA counterproposal.

#### REQUEST

However, the current adjacent WKKN interference problem can easily be corrected by substituting channel 236A for channel 252A at Cordele and substituting channel 290A for channel 236A at Montezuma.

Presently the allocation at Montezuma exist as an unbuilt construction permit (CP). Normally the Commission does not expect licensees to reimburse CP holders for expenses in changing channels. However, if the Commission decides that RCI is subject to this obligation, it will agree to reimburse reasonable expenses associated with the deletion of channel 236A and the subsequent allocation of channel 290A at Montezuma.

#### SEPARATION OF CHANNEL CLEARANCE

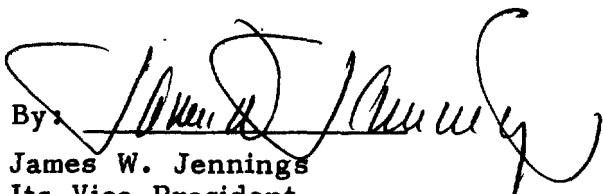
Exhibit A is a channel study demonstrating that channel 236A can be substituted for channel 252A at the licensed site of WKKN, Cordele.

Exhibit B is a channel study demonstrating that channel 290A can be substituted for channel 236A at the CP site of WLML, Montezuma, Ga.

#### CERTIFICATION

I, James W. Jennings, Vice President of Radio Cordele, Inc., who is licensee of WKKN (FM), Cordele, Ga. hereby, verify that the statements contained in this Petition for Rule Making are true and correct to the best of my knowledge and belief. RCI represents that this petition is not filed for the purpose of impending, obstructing, or delaying determination on any other application or petition with which it may be in conflict.

Respectfully Submitted,  
RADIO CORDELE, INC.

By:   
James W. Jennings  
Its Vice President

James W. Jennings , Vice President  
RADIO CORDELE, INC.  
WKKN (FM)  
910 20th Avenue East  
P.O. Box 460  
Cordele, Ga. 31015

(912) 276-0306

# CHANNEL STUDY

SUBSTITUTING CHANNEL 290A FOR CHANNEL 236A AT CP SITE OF WLML(FM), MONTEZUMA, (

IF SHORT SPACE TO CH 236A NO PROBLEM

REFERENCE  
32 17 53 N  
84 02 02 W

CLASS A  
Current rules spacings  
CHANNEL 290 -105.9 MHz

DISPLAY DATE  
SEARCH 08-15-93

CALL	CH#	CITY	STATE	BEAR'	D-KM	R-KM	MARGIN
AD290	290A	Montezuma	GA	78.1	0.75	115.0	-114.25 *
WLML.C	236A	Montezuma	GA	0.0	0.00	10.0	-10.00 *
DE236	236A	Montezuma	GA	78.1	0.75	10.0	-9.25 *
WQBZ	292C2	Fort Valley	GA	27.8	57.75	55.0	2.75 <
WFFM	289A	Ashburn	GA	151.4	77.03	72.0	5.03
WDENFM	287C1	Macon	GA	35.2	81.26	75.0	6.26
WSTHFM	291C1	Alexander City	AL	290.8	144.09	133.0	11.09
WKMK.C	291A	Sylvester	GA	173.6	88.58	72.0	16.58
AD290	290C3	Lakeland	GA	147.1	166.06	142.0	24.06
AD236	236A	Cordele	GA	146.5	45.32	10.0	35.32
WZHT	289C	Troy	AL	259.9	204.03	165.0	39.03
WHFE.C	290A	Lakeland	GA	151.0	157.26	115.0	42.26
DE290	290A	Lakeland	GA	149.0	157.29	115.0	42.29

EXHIBIT B

# CHANNEL STUDY

SUBSTITUTING CHANNEL 236A FOR CHANNEL 252A AT LICENSED SITE - WKKN(FM), CORDELE, GA

CLEARs AFTER DELETING CH 236A AT MONTEZUMA, GA

## REFERENCE

31 57 26 N  
83 46 08 W

## CLASS A

Current rules spacings  
CHANNEL 236 - 95.1 MHz

## DISPLAY DATES

SEARCH 08-15-93

CALL	CH#	CITY	STATE	BEAR'	D-KM	R-KM	MARGIN
AD236	236A	Cordele	GA	0.0	0.00	115.0	-115.00 *
DE236	236A	Montezuma	GA	327.4	45.05	115.0	-69.95 *
WLML.C	236A	Montezuma	GA	326.5	45.32	115.0	-69.68 *
WJYF.C	237C3	Nashville	GA	156.3	95.13	89.0	6.13
WDECFM	234C3	Americus	GA	262.7	51.40	42.0	9.40
WYSC	237A	Mc Rae	GA	82.6	86.07	72.0	14.07
WFFM	289A	Ashburn	GA	158.4	32.11	10.0	22.11
WJYF	237A	Nashville	GA	156.3	95.13	72.0	23.13
WTNT	235C1	Tallahassee	FL	197.1	159.94	133.0	26.94
WBYZ	233C	Baxley	GA	98.6	126.16	95.0	31.16
AD290	290A	Montezuma	GA	327.4	45.05	10.0	35.05
WTGAFM	237A	Thomaston	GA	328.7	117.68	72.0	45.68
DE237	237A	Thomaston	GA	328.7	117.68	72.0	45.68
WAPEFM	236C	Jacksonville	FL	131.8	271.93	226.0	45.93
WPCH	235C	Atlanta	GA	345.4	212.05	165.0	47.05

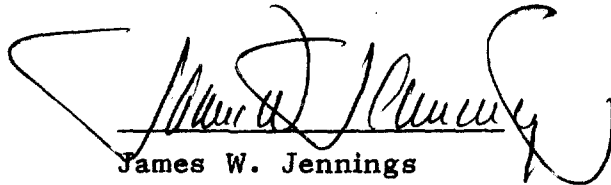
EXHIBIT A



CERTIFICATE OF SERVICE

I, James W. Jennings, Vice President of Radio Cordele, Inc. which is licensee of WKKN (FM) Cordele, Georgia, do hereby certify that copies of the foregoing document were mailed by first class U.S. Mail, postage prepaid, on August 16, 1993, to the following:

Macon County Broadcasters, Inc.  
Radio Station WLML (FM)  
P.O. Box 511  
Montezuma, Georgia 31063

  
James W. Jennings